

VIRGINIA ACTS OF ASSEMBLY -- 2017 SESSION

CHAPTER 391

An Act to amend and reenact § 1, as amended, and § 3 of Chapter XXV (A.1) of Chapter 431 of the Acts of Assembly of 1950, which provided a charter for the City of Hopewell, relating to the Hopewell Water Renewal Commission.

[H 2152]

Approved March 13, 2017

Be it enacted by the General Assembly of Virginia:

1. That § 1, as amended, and § 3 of Chapter XXV (A.1) of Chapter 431 of the Acts of Assembly of 1950 are amended and reenacted as follows:

§ 1. Created; general function; composition; appointment and terms of members.

There shall be a regional wastewater treatment facility commission which shall be known as the Hopewell Water Renewal Commission (hereinafter in this chapter referred to as the "Commission"), which shall act on behalf of the City of Hopewell as hereinafter provided, with respect to a regional wastewater treatment facility ~~to be owned by the City of Hopewell to provide treatment for disposal of sanitary and industrial waste from the City of Hopewell and vicinity. The Commission shall consist of eight up to nine members who need not be residents of the city and who shall be appointed by a majority of city council. Five of such members~~ *Up to six members shall be from nominees submitted by five manufacturers (each nominating with respect to one membership) which provide assistance in the planning and financing of for the regional wastewater treatment facility or which are or will be users of said facility. Each new nominating manufacturer, meaning manufacturers or their predecessors having not previously submitted nominations to the Commission, shall provide a capital contribution in an amount determined by the city council upon recommendation by the Commission. Three additional members shall be a city councilor, the city manager, and the city attorney.* Any vacancy in the appointive membership of the Commission, however occurring, shall be promptly filled by the city council for the unexpired term in the same manner and from the same source as the original appointment to the vacated position.

~~Council may provide for additional nominees to the Commission by manufacturers not involved in planning assistance as aforesaid who contract with the city to provide a capital contribution of four per centum or more of the original capital cost of the facility by increasing the Commission membership to provide for one nominee from each such manufacturer.~~

§ 3. Powers and duties.

The Commission shall help and assist in the ~~planning and construction~~ *maintenance and expansion* of the facility. The Commission shall exercise full authority and responsibility in the operation, maintenance, improvement and repair of the facility, subject, however, to overrule of any of its actions by the city council. The Commission shall have such further duties as the city council may from time to time direct.